

4/16/19

12:51 p.m.

Chapter No. 70
19/SS02/A410SG
LR 1TB/LR

SENATE BILL NO. 3057

Originated in Senate



Secretary

SENATE BILL NO. 3057

AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE MISSISSIPPI DEVELOPMENT AUTHORITY FOR FISCAL YEAR 2020.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. The following sum of money, or so much thereof as may be necessary, is hereby appropriated out of any money in the State General Fund not otherwise appropriated, to defray the expenses of the Mississippi Development Authority for the fiscal year beginning July 1, 2019, and ending June 30, 2020
..... \$ 21,517,776.00.

SECTION 2. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Mississippi Development Authority or the appropriate special fund for the purpose of defraying the expenses incurred in the operation of the various divisions of the authority for the fiscal year beginning July 1, 2019, and ending June 30, 2020 \$ 143,289,623.00.

SECTION 3. Of the funds appropriated under the provisions of this act, the following positions are authorized:

AUTHORIZED POSITIONS:

Permanent:	Full Time	212
	Part Time	2
Time-Limited:	Full Time	56
	Part Time	0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2021 do not exceed Fiscal Year 2020 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2020 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2020 appropriations for "Personal Services" when annualized, with the exception of escalated funds and the award of benchmarks. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2020 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation

requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

Funds are provided herein for all full-time employees to receive up to a Three Percent (3%) pay increase to the realignment component of the Variable Compensation Plan, excluding head of agencies, board members and commission members.

Any transfers or escalations shall be made in accordance with the terms, conditions and procedures established by law or allowable under the terms set forth within this act. The State Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

None of the funds herein appropriated shall be used in violation of Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

SECTION 4. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of

the Legislature that the funds provided herein shall be utilized in the most efficient and effective manner possible to achieve the intended mission of this agency. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Global Business	
National recruitment contacts	1,250
International investment contracts	1,800
International trade contacts	1,000
Qualified national prospects	225
Return on investment (ROI)	10.00
Number of new businesses - Global contacts	15
Number of new jobs from Global contacts	3,000
Minority & Small Business Dev	
Minority & Small Business contacts	8,000
Minority Business certification	
applications processed	200
Technical assistance to disadvantaged	
contacts	2,000
State contracting with Minority Business	
businesses (in dollars)	50,000,000.00
Financial Resources	
Requests for financing or incentives	250

Existing Industry & Business

Interactions with interested businesses	2,500
Number of qualified contacts	750
Number of expansions	30
Jobs created from expansions	3,000

Energy

Energy Efficiency & Renewable Energy

Direct Contacts	12,000
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Community Services

Awarded Grants and Loans for Community

and Economic Development in dollars	45,000,000.00
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Grants and loans awarded (items)	90
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Support Services

Administration as a percent of Total Budget	9.50
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Tourism

Number of tourist inquiries generated	37,500
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Number of visitors per year	24,700,000
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Travel Revenue (Billions)	6.66
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Welcome Centers

Tourist Registered (persons)	2,603,226
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A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2021.

SECTION 5. Of the funds appropriated in Section 2, the amount of Eight Hundred Thousand Dollars (\$800,000.00) shall be provided from the Mississippi Department of Transportation to defray the expenses of the Mississippi Development Authority in operating the state welcome centers.

SECTION 6. It is the intention of the Legislature that the Mississippi Development Authority shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2019. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2021 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2020 budget request process.

SECTION 7. Of the funds appropriated in Sections 1 and 2, the amount of Four Million Eight Hundred Seventy-six Thousand Two Hundred Ninety-eight Dollars (\$4,876,298.00), or so much thereof as may be necessary, is provided for the purpose of supporting Mississippi Tourism Advertising and Promotion for Fiscal Year 2020, and shall not be expended for any type of cultural exchange program. Of the funds appropriated herein and allocated within this section, Two Hundred Ninety-nine Thousand Dollars (\$299,000.00) is provided for Tourism Grant Development Awards.

SECTION 8. It is the intention of the Legislature that none of the funds appropriated above shall be expended unless members of the Mississippi House of Representatives and Mississippi Senate are notified at least five (5) days prior to a public ceremony announcing the award of any grant in their district or any public announcement or ceremony regarding the groundbreaking or opening of a facility, roadway or bridge for which the Legislature has made funds available. Any signage regarding any public event or any new facility, roadway or bridge shall include the following language: "Funds were made available for this project by the Mississippi State Legislature."

SECTION 9. It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

SECTION 10. Of the funds appropriated in Section 1, One Hundred Thousand Dollars (\$100,000.00) is provided for the Mississippi Delta National Heritage Areas.

SECTION 11. It is the intention of the Legislature that the Mississippi Development Authority shall submit a notification of

any General Fund Transfers out of the major category Subsidies into any other major categories to the Legislative Budget Office.

SECTION 12. Of the funds appropriated in Section 1, Twenty Thousand Twenty-five Dollars (\$20,025.00) shall be provided for the support of the Mississippi River Parkway Commission.

SECTION 13. Of the funds appropriated in Section 1, Five Hundred Thousand Dollars (\$500,000.00) shall be transferred to Innovate Mississippi.

SECTION 14. The following sum, or so much thereof as may be necessary, is reappropriated out of any money in the Capital Expense Fund not otherwise appropriated, for the Mississippi Development Authority for the purpose of reauthorizing the expenditure of Capital Expense Funds for the Greenville Airport and bridges that impede access to the Greenville Airport, as authorized in SB 2868, 2015 Regular Session, for the fiscal year beginning July 1, 2019, and ending June 30, 2020

.....	\$	786,269.00.
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Notwithstanding the amount reappropriated under the provisions of this section, in no event shall the amount expended exceed the unexpended balance of June 30, 2019.

SECTION 15. The following sum, or so much thereof as may be necessary, is reappropriated out of any money in the Capital Expense Fund not otherwise appropriated, for the Mississippi Development Authority for the purpose of reauthorizing the expenditure of Capital Expense Funds for the Air Service

Development Act, as authorized in SB 2868, 2015 Regular Session,
for the fiscal year beginning July 1, 2019, and ending June 30,
2020 \$ 510,106.00.

Notwithstanding the amount reappropriated under the
provisions of this section, in no event shall the amount expended
exceed the unexpended balance of June 30, 2019.

SECTION 16. Of the funds appropriated under the provisions
of Section 2, Six Hundred Fifty Thousand Dollars (\$650,000.00), or
so much thereof, shall be derived out of any money in the State
Treasury to the credit of the Capital Expense Fund, as created in
Section 27-103-303, Mississippi Code of 1972, and allocated in a
manner as determined by the Treasurer's Office. These funds are
provided for such purposes as follows:

Mississippi Hills National Heritage Area.....\$ 100,000.00
Skills Foundation of Mississippi.....\$ 500,000.00
Mississippi Book Festival.....\$ 50,000.00

SECTION 17. Of the funds appropriated under the provisions of
Section 2, One Million Five Hundred Thousand Dollars
(\$1,500,000.00), or so much thereof as may be necessary, shall be
derived out of any money in the State Treasury to the credit of
the Budget Contingency Fund to defray the expenses of the National
Diabetes and Obesity Research Center for contracting with
Cleveland Clinic for clinical, educational, and research advisory
services.

SECTION 18. Of the funds appropriated in Section 1 and contingent upon the passage of Senate Bill 2928, 2019 Regular Session, Eighty-three Thousand Three Hundred Thirty-three Dollars (\$83,333.00) is provided for the Energy High School Academy.

SECTION 19. Of the funds appropriated under the provisions of Section 2, Two Million Five Hundred Thousand Dollars (\$2,500,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office, for the Economic Development and Infrastructure Fund.

SECTION 20. Of the funds appropriated in Section 2, Two Hundred Thousand Dollars (\$200,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office. These funds are provided for the Small Business and Grocer Investment Act, Section 57-10-701, et seq., Mississippi Code of 1972, for projects in Quitman County, Mississippi.

SECTION 21. It is the intention of the Legislature that the Mississippi Development Authority may provide operational support to any park operated by the United States National Park Service in Mississippi during the event of a government shutdown that materially affects the operations of such park.

SECTION 22. The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.

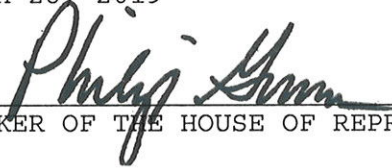
SECTION 23. This act shall take effect and be in force from and after July 1, 2019.

PASSED BY THE SENATE
March 28, 2019



PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES
March 28, 2019



SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR



GOVERNOR

April 16, 2019
12:51 pm